

## SMITH, GAMBRELL &amp; RUSSELL, LLP

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DATE: December 16, 2003

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Duane Smith, Group Art Unit 1724	U.S. Patent & Trademark Office	(703) 872-9306	(571) 272-1166

From:	Teletcopy:	Phone:	Client/Matter:	Number of Pages:
Eric J. Hanson, Esq. (693)	(404) 685-7006	(404) 815-3706	044524.004	17

OPERATOR: \_\_\_\_\_

TIME COMPLETED: \_\_\_\_\_

PLEASE CALL (404) 815-3500 IF YOU HAVE ANY PROBLEMS

## MESSAGE:

Serial No.: 10/060,950  
Filing Date: 01/29/2002  
Inventor: PETELN, Erich  
Title: Apparatus and Method for Wet Filtering Machine Exhaust  
Atty Dkt No: 040134.004CIP

Please see attached Request to Withdraw Holding of Abandonment.

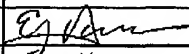
## CONFIDENTIALITY NOTE:

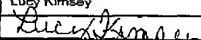
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/080,950	
	Filing Date	01/29/2002	
	First Named Inventor	PETELN, Erich	
	Art Unit	1724	
	Examiner Name	SMITH, Duane	
Total Number of Pages in This Submission	16	Attorney Docket Number	040134.004CIP

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request to Withdraw Holding of Abandonment
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Erich J. Hanson, Reg. No. 44,738
Signature	
Date	December 16, 2003

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Lucy Kimsey	Date	December 16, 2003
Signature		Date	December 16, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. 10/060,950 Confirmation No.: 8527  
Applicant(s): PETELN, Erich  
Filed: 01/29/2002  
TC/A.U. 1724  
Examiner: SMITH, Duane  
Title: Apparatus and Method for Wet Filtering Machine Exhaust  
Docket No.: 040134.004CIP  
Customer No.: 2S461

REQUEST TO WITHDRAW HOLDING OF ABANDONMENT

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Commissioner of Patents  
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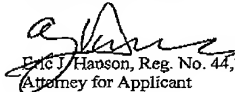
Dear Sir:

Applicants hereby petition to withdraw the Notice of Abandonment for failure to file a proper reply to the Office Action mailed March 28, 2003.

A response to the Office Action was due June 28, 2003. Applicant's attorney mailed a response on September 29, 2003, along with the Transmittal Form, Fee Transmittal, Petition for Extension of Time, and a check in the amount of \$591.00 in payment of the extension fee and additional claims fees (copies enclosed). A return postcard was included in the September 29, 2003 mailing. A copy of the returned postcard bearing the Patent and Trademark Office date stamp of October 1, 2003 is also enclosed.

In view of the timely filing by Applicant's attorney on September 29, 2003, withdrawal of the Notice of Abandonment is respectfully requested.

Respectfully submitted,

  
Eric J. Hanson, Reg. No. 44,738  
Attorney for Applicant

Dated: December 16, 2003  
SMITH, GAMBRELL & RUSSELL, LLP  
Suite 3100, Promenade II  
1230 Peachtree Street, NE  
Atlanta, GA 30309-3592  
Ph: (404) 815-3706  
Fax: (404) 685-7006

LIT/842691.1

Please stamp with the date of receipt and return to addressee.

Applicant: PETELN, Erich  
Serial No.: 10/060,950  
Filing Date: 01/29/2002  
Title: Apparatus and Method for Wet Filtering Machine Exhaust

Papers Submitted: 1) \$591.00 check for extension and additional claims fees;  
2) Transmittal Form (1 page);  
3) Fee Transmittal for FY 2003 (1 page);  
4) Petition for Extension of Time (1 page);  
5) Amendment (9 pages); and  
6) Return Receipt Postcard.

Sender: EJH/Ak  
Date Sent: September 29, 2003 (first class mail)  
Atty Docket No.: 040134.004CIP



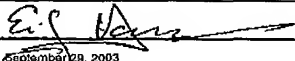
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PAY FIVE HUNDRED NINETY-ONE AND 00/100 Dollars		09-29-03 \$*****591.00	
TO THE ORDER OF DIRECTOR/UNITED STATES PATENT & TRADEMARK OFFICE		DATE AMOUNT SMITH, GAMBRELL & RUSSELL, LLP VOID AFTER 90 DAYS	
<i>Renee Thomas</i>			
⑈062081⑈ ⑆061103056⑆590000436 ⑈			

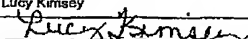
PTO/SB/21 (08-03)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/060,950	
	Filing Date	01/29/2002	
	First Named Inventor	PETELN, Erich	
	Art Unit	1724	
	Examiner Name	SMITH, Duane	
Total Number of Pages in This Submission	12	Attorney Docket Number	040134.004CIP

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Eric J. Hanson, Reg. No. 44,738	
Signature		
Date	September 29, 2003	

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22312-1450 on the date shown below.			
Typed or printed name	Lucy Kinsey	Date	September 29, 2003
Signature		Date	September 29, 2003

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U.S. Patent and Trademark Office

Approved for use through 07/01/2005. OMB 0631-0022  
U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office**FEE TRANSMITTAL  
for FY 2003**

Effective 01/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 591

**Complete if Known**

Application Number 10/060,850

Filing Date 01/29/2002

First Named Inventor PETELN, Eric

Examiner Name SMITH, Duane

Art Unit 1724

Attorney Docket No. D40134.004CIP

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit card ☐ Money ☐ Other ☐ None☐ Deposit Account:

Deposit

Account

Number

Deposit

Account

Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375			Utility filing fee	
1002	330	2002	165			Design filing fee	
1003	520	2003	260			Plant filing fee	
1004	750	2004	375			Reissue filing fee	
1005	160	2005	80			Provisional filing fee	

SUBTOTAL (1)

(\$) 0

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
3	3	42	126
Multiple Dependent			0

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description
1201	84	2201	42			Claims in excess of 20
1203	260	2203	140			Independent claims in excess of 3
1204	84	2204	42			Multiple dependent claim, if not paid
1205	16	2205	9			** Reissue independent claims over original patent
						** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$) 126

\*or number previously paid, if greater. For Reissues, see above

**3. ADDITIONAL FEES**

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65			Surcharge - late filing fee or oath	
1052	50	2052	25			Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130			Non-English specification	
1812	2,520	1812	2,520			For filing a request for reexamination	
1804	920*	1804	920*			Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*			Requesting publication of SIR after Examiner action	
1251	110	2251	55			Extension for reply within first month	
1252	410	2252	205			Extension for reply within second month	
1253	930	2253	465			Extension for reply within third month	465
1254	1,450	2254	725			Extension for reply within fourth month	
1255	1,970	2255	985			Extension for reply within fifth month	
1401	320	2401	160			Notice of Appeal	
1402	320	2402	160			Filing a brief in support of an appeal	
1403	280	2403	140			Request for oral hearing	
1451	1,510	1451	1,510			Petition to institute a public use proceeding	
1452	110	2452	55			Petition to revive - unavoidable	
1453	1,300	2453	650			Petition to revive - unintentional	
1501	1,300	2501	650			Utility issue fee (or reissue)	
1502	470	2502	235			Design issue fee	
1503	630	2503	315			Plant issue fee	
1460	130	1460	130			Petitions to the Commissioner	
1807	50	1807	50			Processing fee under 37 CFR 1.17 (g)	
1806	180	1806	180			Submission of Information Disclosure Sheet	
8021	40	8021	40			Recording each patent assignment per property (times number of properties)	
1809	750	2809	375			Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375			For each additional invention to be examined (37 CFR § 1.129(b))	
1901	750	2801	375			Request for Continued Examination (RCE)	
1902	900	1902	900			Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$) 465

**SUBMITTED BY**

Name (Print/Type)	Registration No. (Attorney/Agent)	Telephone	Date
Eric J. Hanson	44,738	(404) 815-3706	September 29, 2003

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